

*Electronically Filed on:  
January 18, 2007*

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and designated Nevada counsel for Estate of Tabas

**UNITED STATES BANKRUPTCY COURT**  
**DISTRICT OF NEVADA**

In re:  
USA COMMERCIAL MORTGAGE COMPANY,  
Debtor.

USA CAPITAL REALTY ADVISORS, LLC,  
Debtor.

USA CAPITAL DIVERSIFIED TRUST DEED FUND,  
LLC,  
Debtor.

USA CAPITAL FIRST TRUST DEED FUND, LLC,  
Debtor.

USA SECURITIES, LLC,  
Debtor.

Affects:  
☐ All Debtors  
☒ USA Commercial Mortgage Company  
☐ USA Capital Realty Advisors, LLC  
☐ USA Capital Diversified Trust Deed Fund, LLC  
☐ USA Capital First Trust Deed Fund, LLC  
☐ USA Securities, LLC

Case No. BK-S-06-10725-LBR  
Case No. BK-S-06-10726-LBR  
Case No. BK-S-06-10727-LBR  
Case No. BK-S-06-10728-LBR  
Case No. BK-S-06-10729-LBR

Chapter 11

**AMENDED CERTIFICATE OF  
SERVICE OF ESTATE OF  
DANIEL TABAS' & FERTITTA  
ENTERPRISES INC.'S MOTION  
FOR RELIEF FROM THE  
AUTOMATIC STAY TO  
TERMINATE THE LOAN  
SERVICING AGREEMENT FOR  
THE DIRECT LOAN TO COLT  
GATEWAY LLC, DECLARATION  
OF WILLIAM J. BULLARD, and  
MOTION FOR ORDER  
SHORTENING TIME**

Hearing Date: OST Pending  
Hearing Time: OST Pending

1. On January 17, 2007, we served the following document(s):

**ESTATE OF DANIEL TABAS' AND FERTITTA ENTERPRISES, INC.'S  
MOTION FOR RELIEF FROM THE AUTOMATIC STAY TO TERMINATE THE  
LOAN SERVICING AGREEMENT FOR THE DIRECT LOAN TO COLT GATEWAY  
LLC, DECLARATION OF WILLIAM J. BULLARD IN SUPPORT thereof,  
and MOTION FOR ORDER SHORTENING TIME**

2. I served the above-named document(s) by the following means to the persons as listed below:

■ a. **ECF System** (attach the "Notice of Electronic Filing" or list all persons and addresses):

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■ b. **United States mail, postage fully prepaid** (list persons and addresses):

The Motion for Relief from the Automatic Stay and the Declaration of William J. Bullard were placed in the U.S. Mail at Reno, Nevada, on January 17, 2007, and the Motion for Order Shortening Time was placed in the U.S. Mail at Reno, Nevada on January 18, 2007, addressed to:

THOMAS J. ALLISON  
USA COMMERCIAL MORTGAGE ET AL.  
4484 SOUTH PECOS ROAD  
LAS VEGAS, NV 89121

9 c. **Personal Service** (list persons and addresses):

I personally delivered the document(s) to the persons at these addresses:

9 For a party represented by an attorney, delivery was made by handing the document(s) to the attorney or by leaving the document(s) at the attorney's office with a clerk or other person in charge, or if no one is in charge by leaving the document(s) in a conspicuous place in the office.

9 For a party, delivery was made by handing the document(s) to the party or by leaving the document(s) at the person's dwelling house or usual place of abode with someone of suitable age and discretion residing there.

■ d. **By direct email (as opposed to through the ECF System)** (list persons and email addresses) on the morning of January 18, 2007:

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**August B. Landis**  
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**Nevada Mortgage Lending Division**  
**Attn: Susan Eckhardt**  
seckhardt@mld.nv.gov

Based upon the written agreement of the parties to accept service by email or a court order, I caused the document(s) to be sent to the persons at the email addresses listed below. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

**9 e. By fax transmission** (list persons and fax numbers):

Based upon the written agreement of the parties to accept service by fax transmission or a court order, I faxed the document(s) to the persons at the fax numbers listed below. No error was reported by the fax machine that I used. A copy of the record of the fax transmission is attached.

**9 f. By messenger:**

I served the document(s) by placing them in an envelope or package addressed to the persons at the addresses listed below and providing them to a messenger for service. (A declaration by the messenger must be attached to this Certificate of Service).

**I declare under penalty of perjury that the foregoing is true and correct.**

DATED this 18<sup>th</sup> day of January, 2007.

C. Grinstead, J. Englehart & T. Waldo  
Name

//s// T. Waldo, J. Englehart & C. Grinstead  
Signature

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